

PROCEEDINGS OF THE COMMON COUNCIL
IN Regular SESSION

Tuesday, February 26, 19 74

CITY OF FORT WAYNE, INDIANA
JOURNAL OF THE PROCEEDINGS
OF THE COMMON COUNCIL

The Common Council of the City of Fort Wayne met in the Council Chambers

Tuesday evening February 26 A.D., 19 74, in Regular

Session. President Samuel J. Talarico in the chair, and

Charles W. Westerman Clerk, at the desk, present the following

members viz:

all
Burns ✓, Hinga ✓, Kraus ✓

Moses ✓, Nuckols ✓, Donald Schmidt ✓

Vivian Schmidt ✓, Stier ✓, Talarico ✓

Absent _____

Councilmen _____, _____, _____

The invocation was given by Reverend Roger Wenzel - Faith United Church
of Christ

Received report from the City Controller for the month of _____,
19 _____. Motion made and carried that report be made a matter of record and
placed on file.

The minutes of the last regular _____, 19 _____,
special _____, 19 74,

Session having been delivered to the Council, were, on motion, approved and
published.

Our gracious Father in heaven. We raise our prayers on behalf of these elected leaders of our fair city this night, to ask thy guidance upon them as they grapple with the issues and concerns of our city. Often the challenges before us are more than the wisdom we have to meet the challenge. So we ask for guidance from on high. For your wisdom is greater than ours.

We thank thee for the blessings of our city. For we are fortunate in many ways. Our incomes are higher, our unemployment figures lower than many parts of our country. We have enjoyed prosperity for low these many years. Receive our thanks for the good things of life. Help us to right the wrongs, to seek justice and mercy, and to walk humbly before thee, Our God. We make our prayer to thee, our God. World without end, Amen.

Rev. Roger Wenzel



THE CITY OF FORT WAYNE

office of the mayor

February 15, 1974

To The Common Council
Fort Wayne, Indiana

Gentlemen and Mrs. Schmidt:

Today, February 15, 1974, I have approved the following ordinances passed by the Common Council at its regular meeting on February 12, 1974.

(Bill No. A-73-12-18)
APPROPRIATION ORDINANCE NO. A-01-74

AN ORDINANCE transferring certain funds from the unobligated and unappropriated balance of the Revenue Sharing Trust Fund to Account No. 34-80-200 Services Contractual.

(Bill No. S-74-01-05)
SPECIAL ORDINANCE NO. S-10-74

AN ORDINANCE approving a certain bid document with PEARSON, INC. for furnishing and installing heating and humidity control system at Mc Millen Ice Rink.

(Bill No. S-74-01-06)
SPECIAL ORDINANCE NO. S-11-74

AN ORDINANCE approving a certain bid document with ALLEN COUNTY MOTORS, INC. for One (1) Four-Door Sedan.

(Bill No. S-74-01-07)
SPECIAL ORDINANCE NO. S-12-74

AN ORDINANCE approving a certain bid document with ALLEN COUNTY MOTORS, INC. for 1974 Cab and Chassis.

(Bill No. S-74-01-08)
SPECIAL ORDINANCE NO. S-13-74

AN ORDINANCE approving a certain bid document with DON AYRES PONTIAC and POINSATTE MOTORS, INC. for passenger cars.

MADE A MATTER OF RECORD
DATE 2-16-74 CHARLES W. WESTERNMAN, CITY CLERK

(Bill No. R-74-02-17)
RESOLUTION NO. R-03-74

A RESOLUTION authorizing the issuance and sale of \$500,000 Economic Development Revenue Bonds, Series 1974 (Patton Electric Project) of the City of Fort Wayne, Indiana for the purpose of acquiring real estate, machinery, equipment and related property comprising economic development facilities to be constructed and operated by authorizing execution of a loan agreement to Patton Electric; Providing for the pledge of revenues for the payment of said Bonds; Authorizing an indenture of trust appropriate for the protection and disposition of such revenues; and Authorizing the sale of said bonds.

(Bill No. R-74-02-18)
RESOLUTION NO. R-04-74

A RESOLUTION authorizing the issuance and sale of \$1,100,000. Economic Development Revenue Bonds, Series 1974 (Kunkle Valve Project) of the City of Fort Wayne, Indiana, for the purpose of acquiring real estate, machinery, equipment and related property comprising economic development facilities for lease and sale of Kunkle Valve authorizing execution of the lease; Providing for the pledge of revenues for payment of said Bonds; Authorizing a mortgage and indenture of trust appropriate for the protection and disposition of such revenues; and Authorizing the sale of said bonds.

(Bill No. Z-73-06-27)
ZONING MAP ORDINANCE NO. Z-01-74

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. D1, D3.

(Bill No. S-74-01-13)
SPECIAL ORDINANCE NO. S-14-74

AN ORDINANCE approving Change Order No. 1 with BERCOT, INC. in connection with Neuhaus Ditch Interceptor Sewer, Resolution No. 853.

(Bill No. S-74-01-14)
SPECIAL ORDINANCE NO. S-15-74

AN ORDINANCE approving a contract with Maumee Construction for paving Emma Avenue

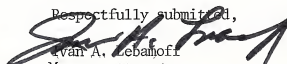
(Bill No. S-74-01-15)
SPECIAL ORDINANCE NO. S-16-74

AN ORDINANCE approving City Utilities Purchase Orders for the purchase of materials to be used in Street Lighting Projects for 1974.

(Bill No. S-74-01-17)
SPECIAL ORDINANCE NO. S-17-74

AN ORDINANCE approving contracts with GENERAL ELECTRIC COMPANY, NATIONAL MILL SUPPLY and ITE IMPERIAL CORPORATION for Substation Equipment.

Respectfully submitted,


Evan A. Lebanoff
Mayor



THE CITY OF FORT WAYNE

office of city plan commission

February 26, 1974

Members of the Common Council
City-County Building
One Main Street
Fort Wayne, Indiana 46802

Gentlemen and Mrs. Schmidt:

Attached hereto is a resolution pertaining to the Neighborhood Development Program Project (IND. A-14).

The Commission found that the above mentioned project was in conformance with the Master Plan of Development for the City of Fort Wayne.

If there are any questions with regard to this resolution, please feel free to call on us.

Respectfully submitted,

CITY PLAN COMMISSION

Richard S. Wanush
Senior Planner

RSW:pr
Att.

cc: Mayor Ivan Lebamoff

MADE A MATTER OF RECORD

DATE _____ CHARLES W. WESTERMAN, CITY CLERK

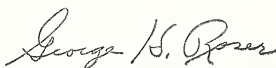
RESOLUTION OF THE
FORT WAYNE CITY PLAN COMMISSION

The City Plan Commission of the City of Fort Wayne in Executive Session on February 25, 1974, having before it a copy of the Fort Wayne Redevelopment Commission's Declaratory Resolution - Neighborhood Development Program Project (IND. A-14) and Summit Street Renewal Project adopted by the Redevelopment Commission on January 30, 1974, together with the Urban Renewal Plans referred to therein and the necessary supporting data and all of which having been duly considered, the Fort Wayne City Plan Commission upon motion by Dr. Jerry Boswell, seconded by Mr. Jim Kelley, and unanimously approved, adopted the following Resolution:

WHEREAS, the Fort Wayne Redevelopment Commission has submitted to the Fort Wayne City Plan Commission a Declaratory Resolution adopted by the Fort Wayne Redevelopment Commission on January 30, 1974, designated as "Declaratory Resolution - Neighborhood Development Program Project (IND. A-14) and Summit Street Renewal Project", together with the Urban Renewal Plans referred to therein and supporting data all as required by the Redevelopment of Cities and Towns Act of 1953 (Chapter 176 of the Acts of 1953 of the General Assembly of the State of Indiana, as Amended and Supplemented) and said Declaratory Resolution and Urban Renewal Plans having been duly considered by the Fort Wayne City Plan Commission and found to be in conformance with the Master Plan of Development for the City of Fort Wayne;

NOW, THEREFORE, BE IT RESOLVED by the Fort Wayne City Plan Commission that said Declaratory Resolution - Neighborhood Development Program Project (IND. A-14) and Summit Street Renewal Project and said Urban Renewal Plans conform to the Master Plan of Development for the City of Fort Wayne and said Declaratory Resolution and Urban Renewal Plans are accordingly hereby approved.

BE IT FURTHER RESOLVED that the President of this Commission be and he is hereby authorized to deliver to the Fort Wayne Redevelopment Commission and to the Common Council of the City of Fort Wayne a certified copy of this Resolution which shall constitute the approving order of the Fort Wayne City Plan Commission as required by law approving said Declaratory Resolution - Neighborhood Development Program Project (IND. A-14) and Summit Street Renewal Project and said Urban Renewal Plans.

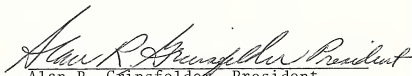


George H. Roser, Secretary
FORT WAYNE CITY PLAN COMMISSION

STATE OF INDIANA)
COUNTY OF ALLEN) SS:

I, Alan R. Grinsfelder, President of the Fort Wayne City Plan Commission, do hereby certify that the foregoing is a full, true, and correct copy of a Resolution adopted by the Fort Wayne City Plan Commission at an Executive Meeting of said Commission held on February 25, 1974, and as the same appears of record in the official records of the said Plan Commission dated the 25th day of February, 1974.

Approved:



Alan R. Grinsfelder, President
FORT WAYNE CITY PLAN COMMISSION

REDEVELOPMENT COMMISSION

Inter-Office Memorandum

To: Mr. Richard Wanush, Senior Planner, City Plan Commission Date: 2/8/74

From: Anthony M. Caruso, Executive Director

Subject: Supplemental Information
City Plan Commission Meeting February 25th

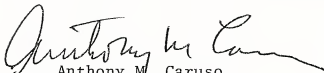
The attached Fact Sheet should provide a brief description and outline of the information previously forwarded to you regarding Site 5 and Site 12 (Summit Street Renewal Project) within the East Central NDP Area.

It is suggested that this information be provided your Commission members prior to the meeting so that they may have a clearer understanding of the basic data and information involved in these sites.

I am planning to attend your February 25th meeting and will provide whatever additional detailed information required at that time.

If I can be of further assistance or if additional information or documentation is required, please do not hesitate to contact me prior to the February 25th meeting.

Thank you for your cooperation in this matter.


Anthony M. Caruso
Executive Director

AMC/mbv
Attachment

FACT SHEET

FOR

1ST YEAR ACTION PLAN EAST CENTRAL NDP (Site 5)

AND

SUMMIT STREET RENEWAL PROJECT (Site 12)

SITE 5

The site is generally bounded on the north by Wayne, on the east by King, Division, and Comparet, on the south by Jefferson, and on the west by Harmar Streets.

Site 5 represents the proposed 1st year action area for the Federally-funded East Central NDP Program. The project area itself comprises a total of 2-1/2 blocks spread over six (6) acres of land. The total cost is estimated at \$500,000, for all project execution activities including acquisition, demolition, and relocation. The site area contains a total of fifty-one (51) parcels, eight (8) of which are vacant, and forty-three (43) of which are improved properties. An estimated thirty-two (32) tenants and thirteen (13) owner-occupants along with five (5) businesses make up the population within the site. The existing land uses are predominately residential with some commercial and public uses present. Adjacent to the western portion of the proposed site is the Fort Wayne Housing Authority's planned housing for the elderly project comprising some sixteen (16) units to be constructed shortly on the east half of a square block area. In the western portion of that same block, the Redevelopment Commission is in the late stages of acquiring some fourteen (14) parcels in what is called the Harmar Street Renewal Project. The proposed reuse planned is to allow for the ultimate expansion of the housing for the elderly units. Surrounding Site 5 is the Harmar Street School and the A & P Supermarket, which is the only large grocery store of its kind in that area. Included within the site, located in the southern portion is Hayden Park, now being used by the school children and residents within that area.

The site recommended by the East Central Project Area Committee (PAC) and approved by the Redevelopment Commission contains structural and environmental deficiencies which require clearance treatment. The proposed reuse for the entire site is residential and public. In light of the planned reuse, the Fort Wayne Housing Authority has recently expressed interest in making improvements in the East Central Area and has submitted three (3) developmental alternatives relative to improving the site. First, the Housing Authority is currently authorized to develop 100 individual scattered sites of new HUD rental housing throughout the City, and a part of this program could be designated as the Housing Authority's commitment to the development of the East Central Neighborhood, specifically Site 5. However, any program so developed would require HUD concurrence. The second program proposed by the Housing Authority is the development through the Housing Authority's home ownership program of new single family houses, making use of revenue sharing funds. Finally, the third proposal entails the relocation of certain individual houses presently owned by the Housing Authority which have been modernized and could be relocated at sites made available within the boundaries of Site 5.

In addition, it is hoped that participation by the Housing Authority in developing Site 5 will provide the much needed impetus and incentive to encourage the private sector to develop in this area.

SITE 12

This site is generally bounded by Summit on the north, Ohio on the east, Lewis on the south, and Division on the west.

Site 12 includes a two (2) block area located in the southeastern corner of the East Central NDP Area. It totals approximately 4-1/2 acres with the existing land use predominately residential. The proposed site abuts the Lincoln Life Rehab Project which is located to the east and includes primarily private sector improvement of a structural rehabilitation nature. In conjunction with this private sector project, the City Administration has earmarked \$125,000 of revenue sharing funds for supplemental improvement activity in this area. To the south of the project site, the HUD Homestead Park provides open space recreational activity for the area.

With the limitation of Federal funds for rehabilitation, the Commission's proposed reuse plan is simply to rehabilitate a majority of the thirty-eight (38) structures using Redevelopment and City funds while spot clearing some six (6) buildings which are economically infeasible to improve. The total estimated cost of this project is \$300,000. The rehabilitation of these structures will be carried out under a grant system of up to a maximum of \$3,500 per structure.

The goal within Site 12 is a simple one, primarily to rehabilitate a majority of the structures, with the result of upgrading the neighborhood and maintaining the residential character of the area.



THE CITY OF FORT WAYNE

department of public safety

February 22, 1974

President of the Common Council
City of Fort Wayne, Indiana

Gentlemen:

Attached herewith are authenticated copies of the Board of Public Safety Regulatory Resolution Numbers: 5-74/D, == and 6-74/E.

For the purpose of enforcement, please make this communication and the attached Regulatory Resolutions a matter of record and incorporate them into the minutes of the next Common Council Meeting.

Respectfully submitted,

Thomas J. Casaburo
Director of Public Safety

MADE A MATTER OF RECORD

DATE _____ CHARLES W. WESTERMAN, CITY CLERK

RETURN CERTIFICATE

(Regulatory Resolution No. 5-74 /D) & 6-74/E

I hereby certify that I did this 22nd day of February, 19 ⁷⁴ deliver to each, the City Traffic Engineer, the Chief of Police, the City Attorney, The City Clerk and the President of the Common Council of the City of Fort Wayne, Indiana, respectively, a copy of the within ^{& 6-74/E} Regulatory Resolution No. 5-74 /D of the Board of Public Safety of the City of Fort Wayne, duly certified by me as Secretary of said Board, in accordance with the provisions of Section 20 (a) of Chapter 31, Municipal Code of the City of Fort Wayne, Indiana 1946, as amended by General Ordinance G-55, adopted FEB. 14, 1961.

Richard M. Ord *ss*

EXECUTIVE SECRETARY

REGULATORY RESOLUTION NO. 5-74 /D

(Adopted February 22 , 1974_)

WHEREAS, Section 20 (a) (2), Chapter 31, Municipal Code of the City of Fort Wayne, Indiana, as amended by General Ordinance No. G-55, adopted FEB. 14, 1961, authorizes the Board of Public Safety to make regulations to carry out its delegated authority thereunder; and,

WHEREAS, Section 121 of said chapter as so amended delegates to this Board authority to designate no parking

_____ ; and,

WHEREAS, the City Traffic Engineer has, by written memorandum dated February 15, 1974, submitted to this Board his advice with regard to the regulation hereinafter adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority delegated to this

Board by Section 121 of Chapter 31, Municipal Code of the City of Fort Wayne, Indiana 1946, as amended by General Ordinance No G-55 adopted FEB. 14. 1961. it is hereby

ordered, effective February 22, 1974, and when signs are erected pursuant hereto giving notice thereof, that THE FOLLOWING BE ESTABLISHED:

A. NO PARKING

1. Alley north of the Norfolk-Western Railroad - south side from Wabash Avenue to 150 ft west thereof
2. Calhoun Street - west side - from Wildwood Ave. - to 60 ft north thereof
3. Fulton Street - west side from Washington Blvd. to 115 ft. south thereof

REGULATORY RESOLUTION NO. 6-74 /E

(Adopted February 22, 19 74)

WHEREAS, Section 20(a) (3), Chapter 31, Municipal Code of the City of Fort Wayne, Indiana, as amended by General Ordinance No. 6-55 adopted FEB. 14 1961 authorizes the Board of Public Safety to make experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Experimental Regulation hereinafter ordered, with regard to designate no parking and speed limit

; and,

WHEREAS, the City Traffic : Engineer has, by written memorandum dated February 15, 19 74, submitted to this Board his advice with regard to the regulation hereinafter adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 20 (a) (3) of Chapter 31 of the Municipal Code of the City of Fort Wayne, Indiana 1946, as amended by General Ordinance No 6-55. adopted FEB. 14. 1961. to make experimental regulations to cover special condi-

tions, it is hereby ordered, effective February 22,

1974, and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that THE FOLLOWING BE ESTABLISHED:

A. NO PARKING

1. Kinnaird Avenue - north side - from Brooklyn Avenue to to 275 ft east thereof.

B. SPEED LIMIT 40 MPH

1. Bluffton Road - from Vesey Avenue to the south City Limits

1
2
3 BILL NO. R- 74-02-_____

4 RESOLUTION NO. R-_____

5 A RESOLUTION of condolence on the
6 death of Bernard L. White.

7 Again death has removed from our presence one, Bernard
8 L. White; ^{a colleague,}

9 Bernard L. White ^{was} has been a fire fighter on the Fort
10 Wayne Fire Department for twenty-one (21) years.

11 He has resided in Fort Wayne for forty-six (46) of
12 the fifty (50) years of his life.

13 He was a member of the International Fire Fighters
14 Association and the Firemen's Mutual Benefit Association.
15 He was a driver for District Chief 9 of the Fort Wayne Fire
16 Department. He was a member of Sacred Heart Catholic Church,
17 Fort Wayne, Indiana.

18 He was a devoted family man. His family consisting of his
19 wife, Ruth C. White, two daughters, two sons, his parents,
20 brother and sister survive his untimely death.

21 The Beneficent Father of us all has seen fit to call him
22 to his eternal reward;

23 The Common Council of the City of Fort Wayne in session
24 assembled expresses its sympathy to his widow, his family
25 and his friends on the death of Bernard L. White;

26 BE IT RESOLVED that a copy of this Resolution be spread upon
27 the records of the Common Council of the City of Fort Wayne,
28 Indiana and a copy thereof be delivered to the widow of said
29 decedent.

30
31 *Wm. J. Smith*
32 *WJ Smith*

33 *Vernon A. Schmidt*
34 Councilman

35 *James Estlin*
William T. King

Samuel J. Talano
Eugene Kraus
John S. Blevins

RESOLUTION IN RECOGNITION OF SERVICES RENDERED

WHEREAS, Mr. John Nuckols, of the City Plan Commission, gave one (1) year of his time and talent in civic service without financial remuneration as a member of said Commission; and,

WHEREAS, through his leadership and counsel, the Plan Commission has successfully rendered services of untold and lasting benefit to the community and to the City of Fort Wayne; and,

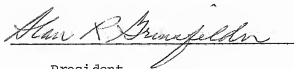
WHEREAS, due recognition and tribute should be given to him for his untiring services which he has rendered;

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne City Plan Commission that tribute be paid to Mr. Nuckols for the man hours of service he has rendered to the City and to the community by his work as a member of this Plan Commission;

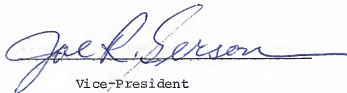
BE IT FINALLY RESOLVED that a copy of this resolution, duly authenticated by the Officers of this Commission, be presented to Mr. Nuckols and that a copy hereof be spread upon the records of the Commission.

C E R T I F I C A T E

We, the Officers of the Fort Wayne City Plan Commission, do hereby certify that the above and foregoing resolution was duly passed by the unanimous vote of the Fort Wayne City Plan Commission at its meeting held the 28th day of January, 1974.



President



Vice-President

MADE A MATTER OF RECORD

DATE _____ CHARLES W. WESTERMAN, CITY CLERK

GREATER FORT WAYNE CHAMBER OF COMMERCE



PHONE 219/742-0135

KENNETH W. MAXFIELD, *President*
JERRY HELLER, *1st Vice President*
ROBERT MORRISON, *2nd Vice President*
EUGENE W. KLEPPER, *Treasurer*
LESTER C. GERIG, *Past President*
D. J. PETRUCELLI, *CCE,*
Executive Vice President

826 EWING STREET

FORT WAYNE, INDIANA 46802

February 22, 1974

Mr. Eugene Kraus, Jr.
Fort Wayne City Council
c/o Central States Grain Co., Inc.
408 Commerce Building
Fort Wayne, Indiana 46802

Dear Gene:

The Transportation Committee of the Greater Fort Wayne Chamber of Commerce is vitally concerned about the present and future rail facility needs of Fort Wayne and surrounding communities that make up our metropolitan industrial and commercial complex. As you well know, the Secretary of Transportation, in accordance with terms of the Regional Rail Reorganization Act of 1973, has submitted a report to Congress concerning rail service in the midwest and northeast regions of the United States. The report sets forth a series of zones, between which and within which rail service is expected to be provided, and which includes some recommended reduction in rail trackage.

We strongly oppose any cutback of freight and passenger rail service that would hinder economic and business growth in the Fort Wayne metropolitan area. We maintain that the railroads serving Fort Wayne and area communities will experience profitable operations without service cutbacks. Fort Wayne, with its superb transportation offerings and proximity to major consumer markets, has become a key distribution center for the Midwest.

Among the 300 industries and numerous distribution centers that find the Fort Wayne area to be a vital transportation hub are many of America's most distinguished corporations. The area's industrial and commercial base is broad and healthily diversified.

Utilization of freight service by our business community has been steadily growing over the years. According to figures supplied by the Fort Wayne freight offices of Penn Central Transportation Corporation and the Norfolk & Western Railway Company, there were 59,352 carloadings in and out of the community during 1973. This compares with 56,219 carloadings in 1972, and 51,818 in 1971.

It goes without saying that adequate rail freight service is not only essential to existing business and industry, but to new firms considering the Fort Wayne area as a base of operations. Without exception, these prospective firms emphasize the importance of being assured ample rail freight service before making a decision on locating here.

Mr. Eugene Kraus, Jr.
February 22, 1974
Page 2

With regard to rail passenger service, any proposal to abandon certain rail lines would have a marked effect on the National Rail Passenger Corporation (Amtrak). For example, if the Penn Central east-west main line through Fort Wayne would be terminated, with all freight traffic routed over Norfolk & Western tracks, this community would lose its single passenger train -- the Broadway Limited, which operates between New York and Chicago. It is inconceivable that in a time of reduced fuel supplies, Fort Wayne -- one of the top 100 metropolitan areas in the nation, would be left with no rail passenger service. The Broadway Limited is being utilized in steadily growing numbers each year, and the removal of this train would create a serious void for local passenger train patrons traveling either to Chicago or New York in their transaction of business or personal matters.

We respectfully request that the Fort Wayne City Council join with the Transportation Committee of the Greater Fort Wayne Chamber of Commerce in opposing, by resolution, any reduction of freight and passenger train service in the Fort Wayne metropolitan area. Furthermore, we request that such resolution and any other pertinent comments be orally presented at the Public Hearing scheduled by the Interstate Commerce Commission in Indianapolis on Monday, March 11, 1974, beginning at 9:30 a.m. in the Indiana Convention Center.

For your information, all oral presentations will be limited to 10 minutes. Advance appearance times for testimony should be made by calling Linda Mitcheler at the ICC office in Indianapolis (317/633-7465).

Respectfully submitted,



Ivan A. Martin, Director
Economic & Business Development

IAM:im

CC: Senator R. Vance Hartke
Senator Birch E. Bayh, Jr.
Representative J. Edward Roush
Mayor Ivan A. Lebamoff
Kenneth W. Maxfield
Paul E. Shaffer
David Gillig

*From
John Martin*

SERVICE DATE
FEBRUARY 15, 1974

OH

INTERSTATE COMMERCE COMMISSION
Washington, D. C.

EX PARTE NO. 293 (SUB-NO. 1)

NORTHEASTERN RAILROAD INVESTIGATION
-REVIEW OF THE SECRETARY OF TRANSPORTATION'S
RAIL SERVICE REPORT

February 14, 1974

Hearing in the above-entitled proceeding, now assigned
March 7, 1974, Scranton, Pa., is advanced to Monday, March 4,
1974, 9:30 a.m. and 7:00 p.m. Local Time, at the U. S. Naval
Reserve Center (Wilkes-Barre/Scranton Airport), Spruce St.,
Avoca, Pa.

Robert L. Oswald
Secretary

INTERSTATE COMMERCE COMMISSION

Service Date ²
February 15, 1974

NOTICE OF PUBLIC HEARINGS

EX PARTE NO. 293 (SUB NO. 1)

NORTHEASTERN RAILROAD INVESTIGATION
REVIEW OF THE SECRETARY OF TRANSPORTATION'S
RAIL SERVICE REPORT

February 15, 1974

PRESENT: George M. Chandler, Director Rail Services Planning Office, to whom the above-entitled proceeding has been referred pursuant to Section 205 of the Regional Rail Reorganization Act of 1973.

On earlier dates by order of the Commission certain preliminary hearing dates and sites were set; and, certain rules of proceeding were stated;

Now on this date, the final list of hearing sites have been set, and, the final rules of procedure and practice have been established:

IT IS THEREFORE ORDERED that

(1) The following dates and hearing sites are set; together with the contact person for receiving a time certain for appearance at the respective hearing:

Monday, March 4, 1974

Washington, D.C. - 9:30 a.m., Local Time, at the offices of the Interstate Commerce Commission, 12th & Constitution Ave., N. W.

CONTACT: Sharon Brown, c/o Rail Services Planning Office,
1900 L St., N.W., Washington, D.C.

Phone: 202/254-3900

Boston, Massachusetts, - 9:30 a.m. and 7:00 p.m., Local Time

Room 607-A, Minihan Auditorium, Charles F. Hurley
Building, Government Center.

CONTACT: Elaine Spencer, c/o I.C.C. Office, 150
Causeway Street, Boston, Mass. 02114
Phone: 617/223-2372

Detroit, Michigan, - 9:30 a.m. and 7:00 p.m., Local

Time, 13th Floor, City-County Building, Woodward &
Jefferson St.

CONTACT: Erma Johnson, c/o I.C.C. Office, 10 Withere11
Street, Detroit, Michigan 48226
Phone 313/226-4966

Pittsburgh, Pennsylvania - 9:30 a.m. and 7:00 p.m. Local

Time, Court Room No. 2, 8th Floor, U.S. Courthouse,
700 Grant Street.

CONTACT: Mary Walsh, c/o I.C.C. Office, 2111 Federal
Building, 1000 Liberty Avenue, Pittsburgh, Pennsylvania
15222
Phone: 412/644-2929

Columbus, Ohio - 9:30 a.m. and 7:00 p.m. Local

Time, Pick Fort Hayes Hotel, 31 West Spring St., Emerald
Room, Columbus, Ohio 43215

CONTACT: Mary White, c/o I.C.C. Office, 255 Federal
Building, 85 Marconi Blvd., Columbus, Ohio 43215
Phone: 614/469-5620

Phone: 361/962-2560

Chicago, Illinois,

- 9:30 a.m. and 7:00 p.m., Local

Time, Room 204-A, Everett McKinley Dirksen Bldg., 219
South Dearborn Street

CONTACT: Nancy Clawson, c/o I.C.C. Office, 219 South
Dearborn Street, Room 1086, Chicago, Ill. 60604

Phone: 312/353-6124

Philadelphia, Pennsylvania - 9:30 a.m. and 7:00 p.m. Local

Time, U.S. Customs Court Room, 3rd Floor, U.S. Customs
House, 2nd & Chestnut Street

CONTACT: Winifred Drumheller, c/o I.C.C. Office, 1518
Walnut St., Room 1600, Philadelphia, Pa. 19102

Phone: 215/597/4449

Indianapolis, Indiana - 9:30 a.m. and 7:00 p.m., Local

Time, Indiana Convention Center, 100 South Capitol
Avenue., Indianapolis, Indiana

CONTACT: Linda Mitchler, c/o I.C.C. Office. 36 South
Pennsylvania St., 8th Floor, Indianapolis, Ind. 46204

Phone: 317/633-7465

St. Louis, Missouri

- 9:30 a.m. and 7:00 p.m., Local

Time, Moot Court Room, St. Louis University Law School,
3642 Lindell Blvd.

CONTACT: Velma Russey, c/o I.C.C. Office. 210 North 12th
Street, Room 1465, St. Louis, Mo. 63101

Phone: 314/622/4103

Charleston, W. Va., - 9:30 a.m. and 7:00 p.m. Local
Time, Room C-D, Main Lobby 2nd Floor, State Office
Building, 1900 Washington Street East
CONTACT: Margaret Thompson, c/o I.C.C. Office. 3108
Federal Bldg., 500 Quarrier Street, Charleston, W. Va.
25301
Phone: 304/343-6181

Scranton, Pennsylvania, - 9:30 a.m. and 7:00 p.m., Local
Time, U.S. Naval Reserve Center (Wilkes-Barre/Scranton
Airport), Spruce Street, Avoca, Pa.
CONTACT: Mildred McDonough, 309 U.S. Post Office,
North Washington Ave. & Linden St., Scranton, Penn. 1850
Phone: 717/344-7111 Ext. 324

Tuesday, March 5, 1974

Albany, New York - 9:30 a.m. and 7:00 p.m. Local
Time, Hearing Room A, Legislative Office Building,
State Street, 2nd Floor
CONTACT: Marjorie Maxwell, c/o I.C.C. Office, 518 New
Federal Bldg., Maiden Lane & Broadway, Albany, N.Y. 12207
Phone: 518/472-2273

Monday, March 11, 1974

Baltimore, Maryland - 9:30 a.m. and 7:00 p.m., Local
Time, Room G-30, Federal Bldg., 31 Hopkins Plaza
CONTACT: Pat Henley, 814-B Federal Bldg., 31 Hopkins
Plaza, Baltimore, Md. 21201

Hartford, Connecticut - 9:30 a.m. and 7:00 p.m., Local
Time, Room 148-149, Conference Room, State Department of
Transportation, 24 Wolcott Hill Rd., Wethersfield, Conn.
CONTACT: Diane Seavey, c/o I.C.C. Office, Room 324
U.S. Post Office. 135 High St., Hartford, Conn. 06101
Phone: 203/244-2560

Green Bay, Wisconsin - 9:30 a.m. and 7:00 p.m. Local
Time, City Council Chamber, City Hall, 100 North
Jefferson Street
CONTACT: Susan Lebergen, Information Center, Univ. of
Wisconsin at Green Bay, Green Bay, Wisconsin 54302
Phone: 414/465-2293

New York, New York - 9:30 a.m. and 7:00 p.m., Local
Time, Room 305, Federal Bldg., 26 Federal Plaza
CONTACT: W. H. Alan Smith, c/o I.C.C. Office, 26 Federal
Plaza, Room 1807, New York, New York 10007
Phone: 212/264-1072

(2) The following uniform rules, procedures, and practices for the hearings are established:

(a) Hearings will continue daily, if necessary, to afford all interested persons an opportunity to present their testimony. An evening session commencing at 7:00 PM will be held on the first day scheduled at each city (Except Washington D.C.) for the convenience of persons unable to attend during the day. Additional evening sessions, based on need, may be held at the discretion of the Administrative Law Judge.

(b) All oral presentations will be limited to 10 minutes. Appearance times can only be obtained prior to the hearing by contacting the designated contact person for each city on a first-come, first-served basis. Persons waiting until the hearing commences to seek an opportunity to speak will be given the next available time on a first-come, first-served basis. Any person, whether appearing at the hearing or not, may supply for the record any written materials and exhibits within two weeks after the first day of hearings in that city or until March 28, 1974, whichever is earlier. All written materials for the record must be on 8½ x 11" paper and submitted in 10 copies. Materials received after that date cannot be considered in the May 1, 1974 Report of the Rail Services Planning Office.

(c) Persons requesting an appearance time will be asked their name, address, telephone number, for whom they work, are they representing a group, and to indicate whether or not they wish aid from the Office of Public Counsel. If assistance is requested an attorney from the Office of Public Counsel will contact the party prior to the hearing.

(d) There will be an oath administered to each speaker; however, there will be no cross examination or rebuttal testimony. The proceedings are legislative, not judicial, in nature and designed to elicit as many public views as possible on the "present and future rail service needs" in the region. Only questions from the Administrative Law Judge and the representative of the Office of Public Counsel will be permitted.

(e) The customary rules of the Commission prohibiting smoking, talking and the limitations on press activities during the proceedings will apply.

(f) Written testimony or correspondence relative to any hearing should be mailed, designating the hearing city involved, directly to: Rail Services Planning Office
1900 L Street, N. W.
Washington, D.C. 20036

Robert L. Oswald
Secretary

The Council then adjourned.

CERTIFICATE

I hereby certify that I am the duly elected, acting and incumbent City Clerk of the City of Fort Wayne, Indiana and as such the custodian of the records of the Common Council of said City and that the above and foregoing is the true, full and complete record of the proceedings of the Common Council of the City of Fort Wayne, Indiana for its Regular Session, held on Tuesday the 26th day of February, 19 74; that the numbered ordinances and resolutions shown therein were duly adopted by said Common Council on said date and were presented by me to the Mayor of the City of Fort Wayne and were signed and approved or disapproved by said Mayor as and on the dates shown as to each such ordinance and resolution respectively; and that all such records, proceedings, ordinances and resolutions remain on file and record in my office.

WITNESS my hand and the official seal of the City of Fort Wayne, Indiana, this 26th day of February, 19 74.

Charles W. Westerman
City Clerk

SEAL